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11 UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

E-FILED - 8/3/06

12 XIAOHUI GUAN,)
13 Plaintiff,) No. C 06-3600 RMW
14 v.)
15 Department of Homeland Security, MICHAEL) **STIPULATION TO DISMISS AND**
CHERTOFF, Secretary; U.S. Attorney General,) **ORDER**
16 ALBERTO R. GONZALES; United States)
Citizenship and Immigration Services,)
17 EMILIO T. GONZALEZ, Director;)
United States Citizenship and Immigration)
18 Services, ALFONSO AGUILAR, Chief;)
United States Citizenship and Immigration)
19 Services, DAVID N. STILL, District Director,)
Defendants.)
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22 Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys
23 of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled
24 action without prejudice in light of the fact that the United States Citizenship and Immigration
25 Services is now prepared to adjudicate plaintiff's application for naturalization and agrees to
26 adjudicate such application within 30 days of the dismissal of this action.

27 Each of the parties shall bear their own costs and fees.

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1 Date: July 26, 2006

Respectfully submitted,

2 KEVIN V. RYAN
United States Attorney

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/s/
5 EDWARD A. OLSEN
Assistant United States Attorney
6 Attorneys for Defendants

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Date: July 26, 2006

/s/
9 GERI N. KAHN
Attorney for Plaintiff

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ORDER

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Pursuant to stipulation, IT IS SO ORDERED.

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Date: 8/3/06

/s/ Ronald M. Whyte

15 RONALD M. WHYTE
United States District Judge

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